IN THE SUPREME COURT OF THE STATE OF NEVADA

RALPH A. KENMORE, Appellant, vs. THE STATE OF NEVADA, Respondent.

No. 52703

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ORDER OF REVERSAL AND REMAND

This is a proper person appeal from an order of the district court denying a post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Jennifer Togliatti, Judge.

On July 19, 2008, appellant filed a proper person postconviction petition for a writ of habeas corpus in the district court. The State opposed the petition, and appellant filed a response. On December 2, 2008, the district court denied the petition. This appeal followed.

In his petition, appellant challenged the computation of time served. Appellant appeared to claim that the Department of Corrections improperly calculated his statutory good time credits.

The district court denied the petition because the petition was filed in the original case relating to the underlying criminal case and not as a separate case. We conclude that the district court erred in relying on this ground to deny relief. Although NRS 34.730 provides that a petition that challenges the computation of time served should be filed as a separate action, it is the responsibility of the clerk of the district court to file the petition as a separate action. NRS 34.730(3) (providing in pertinent part "the clerk of the district court shall file a petition as a new action separate and distinct from any original proceeding in which a

conviction has been had"). Any defects in the filing of the petition were curable defects and did not necessitate the denial of the petition. See Miles v. State, 120 Nev. 383, 387, 91 P.3d 588, 590 (2004) (holding that an inadequate verification of a petition for a writ of habeas corpus is an amendable rather than jurisdictional defect that the district court should allow the petitioner to cure). Accordingly, we reverse the order of the district court and remand this matter to allow for correction of any defects and consideration of the petition on the merits.

Having reviewed the record on appeal and for the reasons set forth above, we conclude that oral argument and briefing are unwarranted in this matter. See <u>Luckett v. Warden</u>, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975). Accordingly, we

ORDER the judgment of the district court REVERSED AND REMAND this matter to the district court for proceedings consistent with this order.¹

Hardesty C.J

Parraguirre

Pickering

¹We have considered all proper person documents filed or received in this matter. We conclude that appellant is only entitled to the relief described herein.

cc: Hon. Jennifer Togliatti, District Judge Ralph A. Kenmore Attorney General Catherine Cortez Masto/Carson City Clark County District Attorney David J. Roger Eighth District Court Clerk

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IN THE SUPREME COURT OF THE STATE OF NEVADA

NELVIN L. WARE A/K/A MELVIN

WARE,

Appellant,

VS.

THE STATE OF NEVADA,

Respondent.

No. 50123

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ORDER OF AFFIRMANCE

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ATTORNEY GENERAL CRIMINAL DIVISION

This is a proper person appeal from an order of the district court dismissing appellant's post-conviction petition for a writ of habeas corpus. Eighth Judicial District Court, Clark County; Jennifer Togliatti, Judge.

On June 5, 2007, appellant filed a proper person postconviction petition for a writ of habeas corpus in the district court challenging the computation of time served. The Attorney General filed a motion to dismiss the petition. Pursuant to NRS 34.750 and 34.770, the district court declined to appoint counsel to represent appellant or to conduct an evidentiary hearing. On August 20, 2007, the district court dismissed appellant's petition. This appeal followed.

In his petition, appellant claimed that the Nevada Department of Corrections (Department) had denied him the proper amount of statutory and work time credits. Appellant claimed that the Department used a document labeled, "NDOC's Merit Credit System." In this document, the Department allegedly concluded that one credit was not equal to one 24-hour day; thus, despite the fact that at the time of the petition NRS 209.4465 provided for 10 days of credit per month for statutory good time and 10 days of credit per month for work time, the

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Department used a mathematical formula to reduce 10 credits to "6 days off." Appellant claimed that this alleged reduction of credits deprived him of a number of state and federal constitutional rights.

The district court dismissed the petition because the document relied upon by appellant was not authenticated and because appellant had received all the credit that he was entitled to receive. Our review of the record on appeal reveals that the district court did not err in so concluding. The Attorney General stated in its motion that the document relied upon by appellant was not used or endorsed by the Department. The Attorney General further stated that the computer program used by the Department treats days and credits as the same—one day equals one credit. The Attorney General submitted appellant's time audit logs verifying that appellant's credits have not been reduced by any mathematical formula.

The document relied upon by appellant, which was not shown to be used or endorsed by the Department, is facially inaccurate as it contains misleading statements and assumptions relating to statutory good time and work time credits. The "NDOC's Merit Credit System" document states:

- By Nevada law, merit credits can only be applied against an inmate's maximum sentence, not the minimum. In other words, merit credits reduce a Mandatory Parole Release (MPR) date, but not a Parole Eligibility Date (PED).
- One "merit credit" does not equal one 24-hour day. To figure exact value of merit credits in reducing a maximum sentence, divide # of merits credits by 1.667 then round it up to the next number.

:.0 credits = 6 days off

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There are obvious problems with these statements as they relate to statutory good time and work time credits. First, pursuant to the version of NRS 209.4465(7) in effect at the time that appellant filed his petition, statutory good time and work time credits were to be deducted from the maximum sentence and applied to eligibility for parole unless the offender was sentenced pursuant to a statute which specified a minimum sentence that must be served before a person becomes eligible for parole. Second, the conclusion that "10 credits = 6 days off" is an incorrect mathematical expression of the data. Rather, based upon an inmate earning a potential maximum of 1.66? credits for each day served in the Department's custody, an inmate will have accrued 10 credits, or 10 days to be deducted, after serving only 6 days in the Department's custody.² There is simply

¹See 2003 Nev. Stat., ch. 426, § 8, at 2577-78. We note that the legislature has since amended NRS 209.4465 to increase the amount of statutory good time and work time credits and to allow the credits earned pursuant to NRS 209.4465 to be applied to eligibility for parole and to be deducted from the minimum and maximum terms. See 2007 Nev. Stat., ch. 525, § 5, at 3176-77. However, the latter provision regarding the deduction of credits from the minimum sentence does not apply to an offender who has been convicted of a crime that is punishable as a felony involving the use or threatened use of force or violence against the victim or an offender who has been convicted of a category A or B felony. Id. Appellant was convicted of robbery with the use of a deadly weapon; thus, the provisions as amended do not apply to him. See NRS 200.380. Finally, we note that other types of meritorious credits earned pursuant to such provisions as NRS 209.448 and 209.449 apply only to the maximum term of the sentence.

²Mathematically, this calculation is expressed as:

6 (days) x 1.667 (the amount of credits earned each day) = 10 credits or 10 days.

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no support for the statement that one credit is anything less than a 24-hour day. The time audit of appellant's credits amply demonstrated this point. Therefore, appellant failed to demonstrate that he was entitled to any additional credit or that any constitutional rights had been violated.

The Attorney General, in the opposition below, indicated that the creator of this document was unknown, although it appears that the document has had a negative, widespread effect in the prison. Appellant is cautioned that an inmate may have statutory good time and work time credit forfeited if the inmate, in a civil action, submits a pleading or other document to the court that:

- (1) Contains a claim or defense that is included for an improper purpose, including, without limitation, for the purpose of harassing his opponent, causing unnecessary delay in the litigation or increasing the cost of the litigation;
- (2) Contains a claim, defense or other argument which is not warranted by existing law or by a reasonable argument for a change in existing law or a change in the interpretation of existing law; or
- (3) Contains allegations or information presented as fact for which evidentiary support is

.. continued

The amount of credits earned each day, 1.667, was reached by taking the potential maximum of flat, statutory good time and work time credits earned by an inmate in a one month period (30 + 10 + 10 =50) and dividing that sum by the number of days in the month (30) for a daily credit earning rate of 1.667. With the amendments to NRS 209.4465, the potential maximum daily credit earning rate as of July 1, 2007, was increased to 2.334.

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not available or is not likely to be discovered after further investigation.3

A post-conviction petition for a writ of habeas corpus is a civil action for the purposes of NRS 209.451.4 Under these provisions, an inmate who submits a document to the court that the inmate knows to be false may be referred for the forfeiture of credits.⁵

Having reviewed the record on appeal and for the reasons set forth above, we conclude that appellant is not entitled to relief and that briefing and oral argument are unwarranted.⁵ Accordingly, we

ORDEF, the judgment of the district court AFFIRMED.

Hardesty J.

Parraguirre J

Douglas J.

³See NRS 209.451(1)(d).

⁴See NRS 209.451(5).

⁵See NRS 209.451(1), (3).

See Luckett v. Warden, 91 Nev. 681, 682, 541 P.2d 910, 911 (1975).

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cc: Hon. Jennifer Togliatti, District Judge
Nelvin L. Ware
Attorney General Catherine Cortez Masto/Carson City
Clark County District Attorney David J. Roger
Eighth District Court Clerk

SUPERIOR COUNTY OF MICHAN

KIN HILL HER

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Unit 4 CASEWORKER VINCENT RAY DORNE Southern Desent Corp. Ctr. Tridian Springs, Nv. 89070

Ralph Kenmore #56580 Southern Desert Core. Cte-4A-Post Office Box 208 Indian Spaings, Nv. 89070

May 4th, 2008

Ma Rayboane

Attached are Info in Memorand, and 2 months of pay stub Reciepts I sent to Offender Management and Legislative Bureau Counsel in Carson City on April 8th, 2008.

It seems from the printout of my credit History Report, I was not given work time AWARDS in work days. This report was listed As my 1st sentence. It was the beginning of my second sentence and I should have accieved work days just like good time. Cw you check with O.M.D. to see if it has been corrected?

In my last request to you, I asked for the info of my first sentence?
The request was for time kite status, Flat, Stat, Work, Merit From my Apprival Feb 5th 1998 to Oct. 9th, 2003 and the days I recieved for certified program completions. I never requested my documents, just the information for what I served, earned and worked for my

entire first sentence. Why can't I have this?

I went to Ms Hill as directed by Howard Skolnik. Ms Hilldrims I wantdocuments. No where did I Ask you or her for documents. I asked for the information and I recieved yet another excuse. Do I have to go to the court to force this earned information? I do not want to do this. I want to shorten my sentence, not make it longer.

On the info of this sentence the time is incorrect also. 10 yes is 3,650 days, your total is 3,653 days without the additional

10 days or credits I earned.

I would like another "Time Kite Status" as of this date May 4,08 Makey O.M.D. coexected the time loss.

Respectfully Submitted

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03-06-2009

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DETAILED TIME AUDIT

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NAME: KENMORE, RALPH A

056580

RETRO DATE: 05-26-1997

NDP NUMBER: 056580

03-06-2009

10.00

CRIME: VOLUNTARY MANSLAUGHTER

LOCATION: SDCC CASE: 144112

DATE:

NDP NUMBER:

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COUNT: 1

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Page 1

CASE: 144112

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| NOV | 30.0 | 10.0 | 10.0 | .0 | NOV DEC | .0 | .0 | .0 | .0 |
| DEC | .0 | .0 | .0 | | DEC | .0 | .0 | | .0 |
| TOT: | 334.0 | 110.0 | 110.0 | .0 | TOT: | .0 | .0 | .0 | .0 |

03-06-2009

DATE:

CW1

SUMMARY OF TIME AUDIT

□W0

NAME: KENMORE, RALPH A

NDP NUMBER:

056580

RETRO DATE: 05-26-1997

SENTENCE:

10.00

CRIME: VOLUNTARY MANSLAUGHTER

CURRENT

LOCATION: SDCC

CASE: 144112

COUNT: 1

TOTAL FLAT: 2380.0 TOTAL STAT: 782.0 TOTAL WORK: 486.0 TOTAL OTHER: 90.0 = 16.4 13415 3,738

DETAIL OF "OTHER" CATEGORY
Page 2

Total days by Records Calculation, on this paint out is 3,728 days where it only thes 2,650 days to complete a Dient constance. This does not include the regiset to low weeking days by off planton for protherm for protherm for the fact of the fac

#56580 Vmans.txt

MARCH '1999 JUNE '1999 JUNE '1999 30.0 SUBSTANCE ABUSE, 102, 4/1/99, 4/6/99. 30.0 SUBSTANCE ABUSE, 106, 6/7/99, 6/10/99. 30.0 SUBSTANCE ABUSE, 105, 6/29/99, 7/1/99.

.

INMATE ID: 0565801 NAME: KENMORE, RALPH A

YEAR: 1999

| MONTH | FLAT | STAT | WORK | OTHER | SC |
|-------------|-------------|------------|---------------|---------------|----|
| STATUS-DATE | | | | | |
| JAN | 31.00 | 10.00 | NO DATA | NO DATA | 0 |
| 02-05-1998 | | | | | |
| FEB | 28.00 | 10.00 | NO DATA | NO DATA | 0 |
| 02-05-1998 | | 0000000000 | | V. | 10 |
| MAR | 31.00 | 10.00 | 8.00 | 30.00 | 0 |
| 02-05-1998 | | | | | |
| APR | 30.00 | 10.00 | NO DATA | NO DATA | 0 |
| 02-05-1998 | | | | | |
| MAY | 31.00 | 10.00 | 5.00 | NO DATA | 0 |
| 02-05-1998 | | | 3.5600 2.5000 | 1002424790401 | 72 |
| JUN | 30.00 | 10.00 | 10.00 | 60.00 | 0 |
| 02-05-1998 | | | | | _ |
| JUL | 31.00 | 10.00 | 10.00 | NO DATA | 0 |
| 02-05-1998 | (200 VAL) 2 | | | | - |
| AUG | 31.00 | 10.00 | 10.00 | NO DATA | 0 |
| 02-05-1998 | | | 22 22 | | |
| SEP | 30.00 | 10.00 | 10.00 | | |

| Area Code: | Site: | 50 | ID#: | Name: | |
|------------------|-------------|------------|--------------------|---|-------------------|
| 06 | 18 | | 56580 | Kenmore, Raiph | The second second |
| Boxing: | 3 Sup/Sor | | 0 | Gross Pay: | \$143,30 |
| Sorted: | 13 Sup/Cut | | Period Begining: | Pl/Cip: | \$7,17 |
| Sorted. | 1 supredi | | 8/1/2002 | VCF: | \$7.17 |
| Clipped: | 0 Flat Tux | <u>c</u> 1 | O4 Period Ending: | Room And Board: | \$35.11 |
| Special Clipped: | Special | Sorted | 0 8/15/02 | Net Pay: | \$93.86 |
| | | | * 27 | | |
| 19 | Can | | ID#: | Name: | |
| | Site: 18 | | | Name: Kenmore, Ralph | |
| 06 | | c 1 | ID#: | | \$59.70 |
| 06 Boxing: | 18 Sup/Soc | | ID#: 56580 | Kenmore, Ralph Gross Pay: | \$59.70 |
| 06 | 18 Sup/Soc | | ID#: 56580 | Kenmore, Ralph | |
| Boxing: | 18 Sup/Soc | <u></u> | ID#: 56580 | Kenmore, Ralph Gross Pay: Pt/Cip: VCF: | \$2.99 |

Special Clipped:



Credit History By Sentence MAXIMUM TERM

KENMORE, RALPH A 56580

Sentence: 1

Counts: 1

| 144112 | 10/08/2003 | 10/09/2003 | MAXTERN 0Y 120M 0 | M DAYS OWER D 3653 | 04/09/2007 | PEXD 11/15/2009 | STATUS Active |
|------------|------------|----------------|----------------------|---------------------------------------|----------------------------|--------------------|------------------|
| ROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | | MMENTS | DAY | |
| 10/08/2003 | 10/31/2003 | WORK | 0 | | | 365 | 3 A |
| 10/09/2003 | 10/31/2003 | FLAT | 23 | | | 363 | О А |
| 10/09/2003 | 10/31/2003 | STAT | 8 | | | 362 | 2 A |
| 11/01/2003 | 11/30/2003 | FLAT | 30 | | | 359 | 2 A |
| 11/01/2003 | 11/30/2003 | STAT | 10 | | | 358 | 2 A |
| 11/01/2003 | 11/30/2003 | WORK | 0 | | | 358 | 2 A |
| 12/01/2003 | 12/31/2003 | FLAT | 31 | | | 355 | 1 A |
| 12/01/2003 | 12/31/2003 | STAT | 10 | | | 354 | 1 A |
| 12/01/2003 | 12/31/2003 | WORK | 10 | | | 353 | 1 A |
| 01/01/2004 | 01/31/2004 | FLAT | 31 | | | 350 | Α (|
| 01/01/2004 | 01/31/2004 | STAT | 10 | | | 3490 | Α (|
| 01/01/2004 | 01/31/2004 | WORK | 10 | | | 3480 | Α (|
| 02/01/2004 | 02/29/2004 | FLAT | 29 | | | 345 | 1 A |
| 02/01/2004 | 02/29/2004 | STAT | 10 | | | 344 | 1 A |
| 02/01/2004 | 02/29/2004 | WORK | 10 | | | 343 | 1 A |
| 03/01/2004 | 03/31/2004 | CNV | 10 | MERITORIOUS SDCC/ISCC PF 3-26-0 | | | 1 А |
| 03/01/2004 | 03/31/2004 | FLAT | 31 | 7,073,00 | 2004 11 (1021) 2015 (1021) | 3390 | Α (|
| 03/01/2004 | 03/31/2004 | STAT | 10 | | | 3380 | Α (|
| 03/01/2004 | 03/31/2004 | WORK | 10 | | | 3370 | Α (|
| 04/01/2004 | 04/30/2004 | FLAT | 30 | | | 3340 |) А |
| 04/01/2004 | 04/30/2004 | STAT | 10 | | | 3330 |) А |
| 04/01/2004 | 04/30/2004 | WORK | 10 | | | 3320 | Α . |
| 05/01/2004 | 05/31/2004 | FLAT | 31 | | | 3289 |) А |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence MAXIMUM TERM

KENMORE, RALPH A 56580

Sentence: 1

Counts: 1

| CASE S 144112 | 10/08/2003 | 10/09/2003 | MAXTERM D 0Y 120M 0D | AYS OWEL 3653 | 04/09/2007 | PEXD 11/15/2009 | STATUS Active |
|------------------|------------|----------------|-------------------------|------------------|------------|--------------------|------------------|
| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | CC | MMENTS | DAYS | NG STATUS |
| 05/01/2004 | 05/31/2004 | STAT | 10 | | | 3279 | A |
| 05/01/2004 | 05/31/2004 | WORK | 10 | | | 3269 | Α |
| 06/01/2004 | 06/30/2004 | FLAT | 30 | | | 3239 | Α |
| 06/01/2004 | 06/30/2004 | STAT | 10 | | | 3229 | Α |
| 06/01/2004 | 06/30/2004 | WORK | 10 | | | 3219 | Α |
| 07/01/2004 | 07/31/2004 | FLAT | 31 | | | 3188 | Α |
| 07/01/2004 | 07/31/2004 | STAT | 10 | | | 3178 | Α |
| 07/01/2004 | 07/31/2004 | WORK | 10 | | | 3168 | Α |
| 08/01/2004 | 08/31/2004 | FLAT | 31 | | | 3137 | Α |
| 08/01/2004 | 08/31/2004 | STAT | 10 | | | 3127 | Α |
| 08/01/2004 | 08/31/2004 | WORK | 10 | | | 3117 | Α |
| 09/01/2004 | 09/30/2004 | FLAT | 30 | | | 3087 | Α |
| 09/01/2004 | 09/30/2004 | STAT | 10 | | | 3077 | Α |
| 09/01/2004 | 09/30/2004 | WORK | 10 | | | 3067 | Α |
| 10/01/2004 | 10/31/2004 | FLAT | 31 | | | 3036 | Α |
| 10/01/2004 | 10/31/2004 | STAT | 10 | | | 3026 | Α |
| 10/01/2004 | 10/31/2004 | WORK | 10 | | | 3016 | Α |
| 11/01/2004 | 11/30/2004 | FLAT | 30 | | | 2986 | Α |
| 11/01/2004 | 11/30/2004 | STAT | 10 | | | 2976 | Α |
| 11/01/2004 | 11/30/2004 | WORK | 10 | | | 2966 | Α |
| 12/01/2004 | 12/31/2004 | FLAT | 31 | | | 2935 | Α |
| 12/01/2004 | 12/31/2004 | STAT | 10 | | | 2925 | Α |
| 12/01/2004 | 12/31/2004 | WORK | 10 | | | 2915 | Α |
| 01/01/2005 | 01/31/2005 | FLAT | 31 | | | 2884 | Α |
| | | | | | | | |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence MAXIMUM TERM

KENMORE,RALPH A 56580 Sentence: 1 Counts:

CASE SENTENCE DT RETRO DATE MAX TERM DAYS OWED PED PEXD STATUS 10/08/2003 10/09/2003 0Y 120M 0D 3653 04/09/2007 11/15/2009 144112 Active DAYS FROM DATE TO DATE **ADJUST ADJUST** COMMENTS REMAINING STATUS CODE DAYS 01/31/2005 01/01/2005 STAT 10 2874 A 01/01/2005 01/31/2005 WORK 10 2864 A 02/01/2005 02/28/2005 FLAT 28 2836 A 02/01/2005 02/28/2005 STAT 10 2826 A 02/01/2005 02/28/2005 WORK 10 2816 A 03/01/2005 03/31/2005 FLAT 31 2785 03/01/2005 03/31/2005 STAT 10 2775 A 03/01/2005 03/31/2005 WORK 10 2765 A FLAT 30 2735 04/01/2005 04/30/2005 Α 04/01/2005 04/30/2005 STAT 10 2725 2715 04/30/2005 WORK 10 04/01/2005 05/01/2005 05/31/2005 FLAT 31 2684 05/31/2005 2674 STAT 10 A 05/01/2005 05/01/2005 05/31/2005 WORK 10 2664 2634 FLAT 30 A 06/01/2005 06/30/2005 STAT 10 2624 06/01/2005 06/30/2005 WORK 10 2614 06/01/2005 06/30/2005 A 2583 07/01/2005 07/31/2005 FLAT 31 STAT 10 2573 07/01/2005 07/31/2005 2563 07/01/2005 07/31/2005 WORK 10 31 2532 08/01/2005 08/31/2005 FLAT STAT 10 2522 08/01/2005 08/31/2005 A WORK 10 2512 08/01/2005 08/31/2005 A FLAT 30 2482 A 09/01/2005 09/30/2005

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence MAXIMUM TERM

KENMORE,RALPH A 56580 Sentence: 1 Counts: 1

CASE SENTENCE DT RETRO DATE MAXTERM DAYS OWED PED PEXD STATUS

| 144112 | 10/08/2003 | 10/09/2003 | 0Y 120M 0D | 3653 | 04/09/2007 | 11/15/2009 | Active |
|------------|------------|----------------|----------------|------|------------|---------------|-------------------|
| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | CO | MMENTS | DAY REMAIN | 'S NING STATUS |
| 09/01/2005 | 09/30/2005 | STAT | 10 | | | 2472 | 2 A |
| 09/01/2005 | 09/30/2005 | WORK | 10 | | | 2462 | 2 A |
| 10/01/2005 | 10/31/2005 | FLAT | 31 | | | 2431 | 1 A |
| 10/01/2005 | 10/31/2005 | STAT | 10 | | | 242 | 1 A |
| 10/01/2005 | 10/31/2005 | WORK | 10 | | | 241 | 1 A |
| 11/01/2005 | 11/30/2005 | FLAT | 30 | | | 238 | 1 A |
| 11/01/2005 | 11/30/2005 | STAT | 10 | | | 237 | 1 A |
| 11/01/2005 | 11/30/2005 | WORK | 10 | | | 236 | 1 A |
| 12/01/2005 | 12/31/2005 | FLAT | 31 | | | 2330 | 0 A |
| 12/01/2005 | 12/31/2005 | STAT | 10 | | | 2320 | 0 A |
| 12/01/2005 | 12/31/2005 | WORK | . 10 | | | 2310 | 0 A |
| 01/01/2006 | 01/31/2006 | FLAT | 31 | | | 2279 | 9 A |
| 01/01/2006 | 01/31/2006 | STAT | 10 | | | 2269 | 9 A |
| 01/01/2006 | 01/31/2006 | WORK | 10 | | | 2259 | 9 A |
| 02/01/2006 | 02/28/2006 | FLAT | 28 | | | 223 | 1 A |
| 02/01/2006 | 02/28/2006 | STAT | 10 | | | 222 | 1 A |
| 02/01/2006 | 02/28/2006 | WORK | 10 | | | 221 | 1 A |
| 03/01/2006 | 03/31/2006 | FLAT | 31 | | | 2180 | 0 A |
| 03/01/2006 | 03/31/2006 | STAT | 10 | | | . 2170 | 0 A |
| 03/01/2006 | 03/31/2006 | WORK | 10 | | | 2160 | 0 A |
| 04/01/2006 | 04/30/2006 | FLAT | 30 | | | 2130 | 0 A |
| 04/01/2006 | 04/30/2006 | STAT | 10 | | | 212 | 0 A |
| 04/01/2006 | 04/30/2006 | WORK | 10 | | | 2110 | 0 A |
| 05/01/2006 | 05/31/2006 | FLAT | 31 | | | 2079 | |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence **MAXIMUM TERM**

KENMORE, RALPH A 56580

Sentence: 1

| O | JN | S | 2 |
|---|----|---|---|
| | | | |

| 144112 | 10/08/2003 | 10/09/2003 | MAX TERM D 0Y 120M 0D | AYS OWED PED 3653 04/09/2007 | 11/15/2009 | Active |
|------------|------------|----------------|--------------------------|---------------------------------|-----------------|-----------|
| ROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | COMMENTS | DAYS REMAINI | NG STATUS |
| 05/01/2006 | 05/31/2006 | STAT | 10 | | 2069 | A |
| 05/01/2006 | 05/31/2006 | WORK | 10 | | 2059 | Α |
| 06/01/2006 | 06/30/2006 | FLAT | 30 | | 2029 | Α |
| 06/01/2006 | 06/30/2006 | STAT | 10 | | 2019 | A |
| 06/01/2006 | 06/30/2006 | WORK | 8 | | 2011 | Α |
| 07/01/2006 | 07/31/2006 | FLAT | 31 | | 1980 | Α |
| 07/01/2006 | 07/31/2006 | STAT | 10 | | 1970 | Α |
| 07/01/2006 | 07/31/2006 | WORK | 10 | | 1960 | Α |
| 08/01/2006 | 08/31/2006 | FLAT | 31 | | 1929 | Α |
| 08/01/2006 | 08/31/2006 | STAT | 10 | | 1919 | Α |
| 08/01/2006 | 08/31/2006 | WORK | 10 | | 1909 | Α |
| 09/01/2006 | 09/30/2006 | FLAT | 30 | | 1879 | Α |
| 09/01/2006 | 09/30/2006 | STAT | 10 | | 1869 | Α |
| 09/01/2006 | 09/30/2006 | WORK | 10 | | 1859 | Α |
| 10/01/2006 | 10/31/2006 | FLAT | 31 | | 1828 | Α |
| 10/01/2006 | 10/31/2006 | STAT | 10 | | 1818 | Α |
| 10/01/2006 | 10/31/2006 | WORK | 10 | | 1808 | Α |
| 11/01/2006 | 11/30/2006 | FLAT | 30 | | 1778 | Α |
| 11/01/2006 | 11/30/2006 | STAT | 10 | | 1768 | Α |
| 11/01/2006 | 11/30/2006 | WORK | 8 | | 1760 | Α |
| 12/01/2006 | 12/31/2006 | FLAT | 31 | | 1729 | Α |
| 12/01/2006 | 12/31/2006 | STAT | 10 | | 1719 | Α |
| 12/01/2006 | 12/31/2006 | WORK | 10 | | 1709 | Α |
| 01/01/2007 | 01/31/2007 | FLAT | 31 | | 1678 | Α |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7

Run Date: JUL-11-08 04:58 PM

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Credit History By Sentence MAXIMUM TERM

KENMORE,RALPH A 56580 Sentence: 1 Counts: 1

CASE SENTENCE DT RETRO DATE MAXTERM DAYS OWED PED PEXD STATUS

| NAME AND ADDRESS OF TAXABLE PARTY. | 10/08/2003 | 10/09/2003 | OY 120M 0D | 3653 04/09/2007 | | Active |
|------------------------------------|------------|----------------|----------------|-----------------|------------------|-----------|
| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | COMMENTS | DAYS REMAININ | NG STATUS |
| 01/01/2007 | 01/31/2007 | STAT | 10 | | 1668 | Α |
| 01/01/2007 | 01/31/2007 | WORK | 10 | | 1658 | Α |
| 02/01/2007 | 02/28/2007 | FLAT | 28 | | 1630 | Α |
| 02/01/2007 | 02/28/2007 | STAT | 10 | | 1620 | Α |
| 02/01/2007 | 02/28/2007 | WORK | 10 | | 1610 | Α |
| 03/01/2007 | 03/31/2007 | FLAT | 31 | | 1579 | Α |
| 03/01/2007 | 03/31/2007 | STAT | 10 | | 1569 | Α |
| 03/01/2007 | 03/31/2007 | WORK | 5 | | 1564 | Α |
| 04/01/2007 | 04/30/2007 | FLAT | 30 | | 1534 | Α |
| 04/01/2007 | 04/30/2007 | STAT | 10 | | 1524 | Α |
| 04/01/2007 | 04/30/2007 | WORK | 10 | | 1514 | Α |
| 05/01/2007 | 05/31/2007 | FLAT | 31 | | 1483 | Α |
| 05/01/2007 | 05/31/2007 | STAT | 10 | | 1473 | Α |
| 05/01/2007 | 05/31/2007 | WK_ADJ_C | 10 | | 1463 | Α |
| 05/01/2007 | 05/31/2007 | WORK | 0 | | 1463 | Α |
| 06/01/2007 | 06/30/2007 | FLAT | 30 | | 1433 | Α |
| 06/01/2007 | 06/30/2007 | STAT | 10 | | 1423 | Α |
| 06/01/2007 | 06/30/2007 | WK_ADJ_C | 10 | | 1413 | Α |
| 06/01/2007 | 06/30/2007 | WORK | 0 | | 1413 | Α |
| 07/01/2007 | 07/31/2007 | FLAT | 31 | | 1382 | Α |
| 07/01/2007 | 07/31/2007 | STAT | 10 | | 1372 | Α |
| 07/01/2007 | 07/31/2007 | WK_ADJ_C | 10 | | 1362 | Α |
| 07/01/2007 | 07/31/2007 | WORK | 0 | | 1362 | Α |
| 08/01/2007 | 08/31/2007 | FLAT | 31 | | 1331 | Α |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence MAXIMUM TERM

KENMORE,RALPH A 56580 Sentence: 1 Counts: 1

CASE SENTENCE DT RETRO DATE MAX TERM DAYS OWED PED PEXD STATUS

| THE RESERVE OF THE PERSON NAMED IN COLUMN 1 | 10/08/2003 | 10/09/2003 | 0Y 120M 0D | 3653 04/09/2007 | 11/15/2009 | Active |
|---|------------|----------------|----------------|-----------------|------------|------------|
| ROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | COMMENTS | | ING STATUS |
| 08/01/2007 | 08/31/2007 | STAT | 10 | | 1321 | Α |
| 08/01/2007 | 08/31/2007 | WK_ADJ_C | 10 | | 1311 | Α |
| 08/01/2007 | 08/31/2007 | WORK | 0 | | 1311 | Α |
| 09/01/2007 | 09/30/2007 | FLAT | 30 | | 1281 | Α |
| 09/01/2007 | 09/30/2007 | STAT | 10 | | 1271 | |
| 09/01/2007 | 09/30/2007 | WK_ADJ_C | 8 | | 1263 | |
| 09/01/2007 | 09/30/2007 | WORK | О | | 1263 | |
| 10/01/2007 | 10/31/2007 | FLAT | 31 | | 1232 | |
| 10/01/2007 | 10/31/2007 | STAT | 10 | | 1222 | |
| 10/01/2007 | 10/31/2007 | WK_ADJ_C | 10 | | 1212 | |
| 10/01/2007 | 10/31/2007 | WORK | 0 | | 1212 | |
| 11/01/2007 | 11/30/2007 | FLAT | 30 | | 1182 | |
| 11/01/2007 | 11/30/2007 | STAT | 10 | | 1172 | |
| 11/01/2007 | 11/30/2007 | WORK | 0 | | 1172 | Α |
| 12/01/2007 | 12/31/2007 | FLAT | 31 | | 1141 | |
| 12/01/2007 | 12/31/2007 | STAT | 10 | | 1131 | |
| 12/01/2007 | 12/31/2007 | WORK | 0 | | 1131 | Α |
| 01/01/2008 | 01/31/2008 | FLAT | 31 | | 1100 | Α |
| 01/01/2008 | 01/31/2008 | STAT | 10 | | 1090 | Α |
| 01/01/2008 | 01/31/2008 | WK_ADJ_C | 6 | CULINARY/MTNCE | 1084 | Α |
| 01/01/2008 | 01/31/2008 | WORK | 0 | | 1084 | Α |
| 02/01/2008 | 02/29/2008 | FLAT | 29 | | 1055 | A |
| 02/01/2008 | 02/29/2008 | STAT | 10 | | 1045 | A |
| | | | 10 | GENERAL MTNCE | 1035 | . A |
| 02/01/2008 | 02/29/2008 | WK_ADJ_C | 10 | GENERAL MTNCE | 1035 | Y |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7



Credit History By Sentence **MAXIMUM TERM**

KENMORE, RALPH A 56580

Sentence: 1

Counts: 1

|)L | m | S | | 1 |
|----|---|---|--|---|
| | | | | |

| CASE S 144112 | 10/08/2003 | RETRO DATE 10/09/2003 | MAX TERM D 0Y 120M 0D | AYS OWED 3653 | 04/09/2007 | PEXD 11/15/2009 | Active |
|------------------|------------|--------------------------|--------------------------|------------------|------------|--------------------|------------------|
| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | со | MMENTS | DAYS REMAIN | S IING STATUS |
| 02/01/2008 | 02/29/2008 | WORK | 0 | | | 1035 | Α |
| 03/01/2008 | 03/31/2008 | FLAT | 31 | | | 1004 | A |
| 03/01/2008 | 03/31/2008 | STAT | 10 | | | 994 | Α |
| 03/01/2008 | 03/31/2008 | WK_ADJ_C | 10 | GENE | RAL MTNCE | 984 | Α |
| 03/01/2008 | 03/31/2008 | WORK | 0 | 35 | | 984 | Α |
| 04/01/2008 | 04/30/2008 | FLAT | 30 | | | 954 | Α |
| 04/01/2008 | 04/30/2008 | STAT | 10 | | | 944 | Α |
| 04/01/2008 | 04/30/2008 | WK_ADJ_C | 10 | GENE | RAL MTNCE | 934 | Α |
| 04/01/2008 | 04/30/2008 | WORK | 0 | | | 934 | Α |
| 05/01/2008 | 05/31/2008 | FLAT | 31 | | | 903 | Α |
| 05/01/2008 | 05/31/2008 | STAT | 10 | | | 893 | Α |
| 05/01/2008 | 05/31/2008 | WK_ADJ_C | 10 | GENE | RAL MTNCE | 883 | Α |
| 05/01/2008 | 05/31/2008 | WORK | 0 | | | 883 | Α . |
| 06/01/2008 | 06/30/2008 | FLAT | 30 | | | 853 | Α |
| 06/01/2008 | 06/30/2008 | STAT | 10 | | | 843 | Α |
| 06/01/2008 | 06/30/2008 | WK_ADJ_C | 10 | GENE | RAL MTNCE | 833 | Α |
| 06/01/2008 | 06/30/2008 | WORK | 0 | | | 833 | Α |
| 07/01/2008 | 07/31/2008 | FLAT | 31 | | | 802 | A |
| 07/01/2008 | 07/31/2008 | STAT | 10 | | | 792 | A |
| 07/01/2008 | 07/31/2008 | WORK | 10 | | | 782 | А |
| 08/01/2008 | 08/31/2008 | FLAT | 31 | | | 751 | A |
| 08/01/2008 | 08/31/2008 | STAT | 10 | | | 741 | A |
| 08/01/2008 | 08/31/2008 | WORK | 10 | | | 731 | A |
| 09/01/2008 | 09/30/2008 | FLAT | 30 | | | 701 | A |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7

Run Date: JUL-11-08 04:58 PM

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Credit History By Sentence MAXIMUM TERM

KENMORE.RALPH A 56580

Sentence: 1

Counts: 1

| CASE | SENTENCE DT | RETRO DATE | MAXTERM | DAYS OWED | PED | PEXD | STATUS |
|--------|-------------|------------|---------|-----------|------------|------------|--------|
| 144112 | | 10/09/2003 | | | 04/09/2007 | 11/15/2009 | Active |

| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | COMMENTS | DAYS REMAINING | S STATUS |
|------------|------------|----------------|----------------|----------|-------------------|----------|
| 09/01/2008 | 09/30/2008 | STAT | 10 | | 691 | A |
| 09/01/2008 | 09/30/2008 | WORK | 10 | | 681 | A |
| 10/01/2008 | 10/31/2008 | FLAT | 31 | | 650 | A |
| 10/01/2008 | 10/31/2008 | STAT | 10 | | 640 | А |
| 10/01/2008 | 10/31/2008 | WORK | 10 | | 630 | А |
| 11/01/2008 | 11/30/2008 | FLAT | 30 | | 600 | A |
| 11/01/2008 | 11/30/2008 | STAT | 10 | | 590 | A |
| 11/01/2008 | 11/30/2008 | WORK | 10 | | 580 | A |
| 12/01/2008 | 12/31/2008 | FLAT | 31 | | 549 | A |
| 12/01/2008 | 12/31/2008 | STAT | 10 | | 539 | A |
| 12/01/2008 | 12/31/2008 | WORK | 10 | | 529 | A |
| 01/01/2009 | 01/31/2009 | FLAT | 31 | | 498 | A |
| 01/01/2009 | 01/31/2009 | STAT | 10 | | 488 | A |
| 01/01/2009 | 01/31/2009 | WORK | 10 | | . 478 | A |
| 02/01/2009 | 02/28/2009 | FLAT | 28 | | 450 | A |
| 02/01/2009 | 02/28/2009 | STAT | 10 | | 440 | A |
| 02/01/2009 | 02/28/2009 | WORK | 10 | | 430 | А |
| 03/01/2009 | 03/31/2009 | FLAT | 31 | | 399 | A |
| 03/01/2009 | 03/31/2009 | STAT | 10 | | 389 | A |
| 03/01/2009 | 03/31/2009 | WORK | 10 | | 379 | A |
| 04/01/2009 | 04/30/2009 | FLAT | 30 | | 349 | A |
| 04/01/2009 | 04/30/2009 | STAT | 10 | | 339 | A |
| 04/01/2009 | 04/30/2009 | WORK | 10 | | 329 | A |
| 05/01/2009 | 05/31/2009 | FLAT | 31 | | 298 | A |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7

Run Date: JUL-11-08 04:58 PM

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Credit History By Sentence MAXIMUM TERM

KENMORE, RALPH A 56580

Sentence: 1

Counts: 1

| 144112 | 10/08/2003 | 10/09/2003 | MAX TERM D 0Y 120M 0D | AYS OWED 3653 | PED 04/09/2007 | PEXD 11/15/2009 | Active |
|------------|------------|----------------|--------------------------|------------------|-------------------|--------------------|------------------|
| FROM DATE | TO DATE | ADJUST CODE | ADJUST DAYS | СОМ | IMENTS | DAY: REMAIN | S IING STATUS |
| 05/01/2009 | 05/31/2009 | STAT | 10 | | | 288 | A |
| 05/01/2009 | 05/31/2009 | WORK | 10 | | | . 278 | A |
| 06/01/2009 | 06/30/2009 | FLAT | 30 | | | 248 | A |
| 06/01/2009 | 06/30/2009 | STAT | 10 | | | 238 | A |
| 06/01/2009 | 06/30/2009 | WORK | 10 | | | 228 | A |
| 07/01/2009 | 07/31/2009 | FLAT | 31 | | | 197 | A |
| 7/01/2009 | 07/31/2009 | STAT | 10 | | | 187 | A |
| 7/01/2009 | 07/31/2009 | WORK | 10 | | | 177 | A |
| 08/01/2009 | 08/31/2009 | FLAT | 31 | | | 146 | A |
| 08/01/2009 | 08/31/2009 | STAT | 10 | | | 136 | A |
| 08/01/2009 | 08/31/2009 | WORK | 10 | | | 126 | A |
| 09/01/2009 | 09/30/2009 | FLAT | 30 | | | 96 | A |
| 09/01/2009 | 09/30/2009 | STAT | 10 | | | 86 | A |
| 09/01/2009 | 09/30/2009 | WORK | 10 | | | 76 | A |
| 10/01/2009 | 10/31/2009 | FLAT | 31 | | | 45 | A |
| 0/01/2009 | 10/31/2009 | STAT | 10 | | | 35 | A |
| 0/01/2009 | 10/31/2009 | WORK | 10 | | | 25 | A |
| 1/01/2009 | 11/15/2009 | FLAT | 15 | | | 10 | A |
| 1/01/2009 | 11/15/2009 | STAT | 5 | | | 5 | A |
| 1/01/2009 | 11/15/2009 | WORK | 5 | | | 0 | D |

Entries in Blue are future credits that have not been earned yet.

Report Name: NVRCHS

Reference Name: NOTIS-RPT-OR-0077.7